

DISTRICT COURT OF APPEAL, FIRST DISTRICT

Tallahassee, FL 32399

Telephone (904) 488-6151

DATE June 14, 1996

Administrative Order:

In re Appellate Mediation and Case Management, 96-3

BY ORDER OF THE COURT:

Pursuant to the approval of the Florida Supreme Court by Administrative Order dated December 19, 1995, the court hereby establishes the following procedures for implementation of appellate mediation and case management effective July 1, 1996:

1. The court may direct the parties or attorneys for the parties to appear before the court, a judge of the court, or a conference officer appointed by the court for mediation or case management conference to consider possibility of settlement, simplification of issues, and such other matters as may aid the parties or the court in disposition of the case. The court, judge, or conference officer may make an order that:

(1) recites the action taken at the conference including any agreements made by counsel as to any of the matters considered;

(2) limits the issues to those not disposed of by agreement of counsel; or

(3) sets forth the procedure and time limits for conducting mediation as directed by the court in light of the particular circumstances of each case. With the consent of all parties, mediation may be conducted by a private mediator selected by the parties and approved by the court at the cost of the parties.

2. When entered, such order controls the subsequent proceeding,

unless modified by the court to prevent manifest injustice. All proceedings involving appellate mediation shall be confidential.

3. Attorneys for appellants whose cases are subject to consideration for mediation shall serve upon the Mediation Officer, in accordance with directions from the Mediation Officer, a Preliminary Mediation Information form, which form will be sent to those attorneys for completion after the notice of appeal is filed with the court.

Witness the Honorable Edward T. Barfield, Chief Judge of the First District Court of Appeal, and the Seal of said Court, at Tallahassee, Florida, this 14th day of June 1996.

I HEREBY CERTIFY that the foregoing is (a true copy of) the original court order.


Jon S. Wheeler, Clerk

By: _____
Deputy Clerk

Copies: Chief Justice Gerald Kogan, Florida Supreme Court
First District Court of Appeal Judges
Honorable Shirley Walker, Chief Judge of Compensation Claims
Clerk, Florida Supreme Court
Kenneth R. Palmer, State Courts Administrator
John F. Harkness, Jr., Executive Director of the Florida Bar
Michael J. Whetstone, Legal Counsel, West Publishing Company

